

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

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M&S ADVISORY GROUP, INC.,

Plaintiff,

v.

EYEMART EXPRESS, LTD.,

Defendant.

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Civil Action No. C-1-02-522

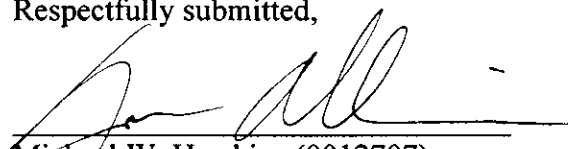
Judge Spiegel

Magistrate Judge Hogan

NOTICE OF APPEAL

Notice is hereby given that Defendant EyeMart Express, Ltd. hereby appeals to the United States Court of Appeals for the Sixth Circuit from Judge Spiegel's Summary Judgment Order entered in this action on the 5th day of October, 2004.

Respectfully submitted,



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